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April 2, 1996

BY HAND

William F. Caton
Acting Secretary
Federal Communications Commission
Room 222 -- Mail Stop 1170
1919 M Street, N.W.
Washington, D.C. 20554

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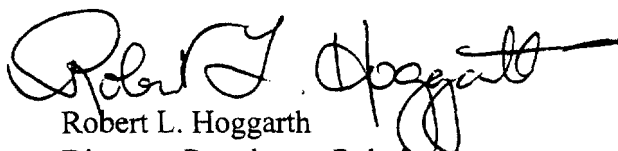
Re: Ex Parte Communication In
WT Docket No. 96-18
PP Docket No. 93-253

Dear Mr. Caton:

Pursuant to Section 1.1206(a)(2) of the Commission's Rules, I am filing the original and one copy of this letter to report an oral ex parte communication in the above referenced proceeding. Yesterday, on behalf of the Personal Communications Industry Association (PCIA), Donald Vasek, Garrie Losee, Scott Fennell and I met by with David Furth, Acting Chief of the Commercial Wireless Division and members of his staff, Mika Savir and Ramona Melson, to discuss the referenced proceeding. The discussion focussed on PCIA customer reaction to the Notice of Proposed Rule Making adopted by the Commission in this proceeding on February 8, 1996, and on efforts that could be undertaken by PCIA as a frequency coordinator to minimize fraudulent applications filed with the Commission by unscrupulous businesses. Attached is a letter from Jay Kitchen, PCIA's president, to Mr. Furth which outlines several options to deal with the fraud issue. The letter was delivered and discussed at the meeting.

Please call me if you have any questions regarding this notice.

Respectfully submitted,


Robert L. Hoggarth
Director, Regulatory Relations

cc: David Furth, Esq.



April 1, 1996

David L. Furth, Esq.
Chief, Commercial Wireless Division
Wireless Telecommunications Bureau
Federal Communications Commission
2025 M Street, NW
Washington, DC 20554

Re: Fighting Fraud in the Shared Paging Bands

Dear Mr. Furth:

As you are aware, PCIA has had a significant amount of contact with applicants who have claimed to have been "scammed" by application-mill SMR and PCP licensing schemes. On behalf of such applicants and PCIA's legitimate operator-members, PCIA looks forward to assisting the Commission in its efforts to identify and eliminate fraudulent wireless applications.

PCIA's efforts are, of course, limited by the legal and administrative restraints of its authority as a frequency advisory committee. However, PCIA would like to offer the following suggestions concerning how PCIA might be able to provide the Commission with additional information regarding applications for paging frequencies.

PCIA will consider adding a page to its Coordination Supplemental Form, which is attached to FCC Form 600s received by PCIA for coordination. The page could also easily be added to the Supplement portion of PCIA's License*Link electronic filing package. PCIA proposes to ask the following questions from all applicants for paging frequencies:

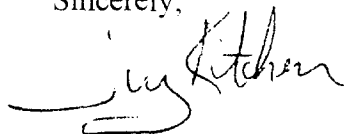
- PCIA will ask whether the applicant already has contracted for access to the proposed tower facilities.
- PCIA will ask whether the applicant has a purchase order for the equipment. FCC Rule Sections 90.127 (c) (1) and (c) (2) state that the applicant must have all paging receivers in hand or on order at the time of authorization issuance. Since Part 90 applicants are permitted to begin operation after coordination, it is appropriate to request such information on the coordination form.

- PCIA can also amend the form to include a signature line by the applicant. Above the signature line will be a brief statement that the applicant is aware of the responsibilities of FCC licensees.

PCIA recognizes that, under existing FCC rules, a failure to respond to any of these questions would not be a sufficient basis to refuse to coordinate the application. However, PCIA could identify for the Commission applications which do not sufficiently respond to the above referenced questions, and the Commission could elect to take further action. This would be in addition to PCIA's enhanced efforts to identify batches of applications which do not appear to legitimately request authority to operate.

I appreciate the Commission's proactive approach to this issue. The suggestions presented above offer some immediate steps that can be taken while long-term solutions are identified. I know that you are scheduled to meet with members of my staff this week. I look forward to a valuable dialogue.

Sincerely,

A handwritten signature in black ink, appearing to read "Jay Kitchen". The signature is fluid and cursive, with a long horizontal stroke extending to the left.

Jay Kitchen
President